

**IN THE HIGH COURT OF NEW ZEALAND
WHANGAREI REGISTRY**

**I TE KŌTI MATUA O AOTEAROA
WHANGĀREI-TERENGA-PARĀOA ROHE**

CIV-2017-404-000305

UNDER	the Marine and Coastal Area (Takutai Moana) Act 2011
IN THE MATTER	of an application for an order recognising Customary Marine Title and Protected Customary Rights
BY	Tamihana Paki on behalf of Te Parawhau (CIV-2017-485-000305)
BY	Korokota Marae on behalf of Te Parawhau Hapū (CIV-2017-485-799)
BY	Patuharakeke Te Iwi Trust Board (CIV-2017-485-281)
BY	Stephen Panoho on behalf of Te Rae Ahu Whenua Trust (CIV-2017-485-239)
BY	Alan Riwaka, Chief Executive of Te Rūnanga o Ngāti Whātua (CIV-2017-404-563)
BY	Pereri Mahanga on behalf of Te Waiariki, Ngāti Korora, Ngāti Takapari (CIV-2017-404-566)
BY	Ngatiwai Trust Board on behalf Ngatiwai (CIV-2017-485-283).
BY	Kare Rata on behalf of Ngā Hapū o Ngāti Wai (CIV-2017-404-554)
BY	Louise Collier on behalf of Ngāti Kawau and Te Waiariki Korora (CIV-2017-485-398)
BY	Te Tawharau o Ngāti Pūkenga o behalf of Ngāti Pukenga (CIV-2017-485-250)

Continued: .../2

- BY Te Rūnanga o Ngāti Hine on behalf of Ngāti Hine
(CIV-2017-485-231)
- BY Elvis Reti on behalf of the Reti Whānau
(CIV-2017-485-515)
- BY Maia Honetana on behalf of Ngāi Tahu, Ngāti Tu ki Ngāpuhi
(CIV-2017-404-573)
- BY Waimarie Kingi on behalf of Ngā Hapū o Tangaroa aki Te Ihu o Manaia tae atu ki Mangawhai (CIV-2017-404-579)
- BY Joseph Kingi on behalf of Ngāpuhi Nui Tonu, Ngāti Rahiri, Ngā Tahu and Ngaitawake
(CIV-2017-404-537)

INTERESTED PARTIES North Port Ltd
Marsden Cove Canals Management Ltd
Channel Infrastructure NZ Ltd
Attorney-General
Ngāpuhi hapū and Ngāpuhi-nui-tonu
(MAC-01-01-50)

Hearing: On the papers

Counsel: C Hockly for Te Parawhau (CIV-2017-485-000305)
R and M Enright for Korokota Marae on behalf Te Parawhau Hapū (CIV-2017-485-799)
K Dixon, L Tothill and T Talamaivao for Patuharakeke Te Iwi Trust Board (CIV-2017-485-281)
B Lyall and H Swedlund for Te Rae Ahu Whenua Trust (CIV-2017-485-239)
M Chen and C Saunders for Te Rūnanga o Ngāti Whātua (CIV-2017-404-563)
J P Kahukiwa for Te Waiariki, Ngāti Korora, Ngai Takapari (CIV-2017-404-566)

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J Inns and K van Wijngaarden for Ngāti Wai (CIV-2017-485-283;
CIV-2017-404-554)
J Mason, U Kuddus and P Corbett for Ngāti Kawau (CIV-2017-
485-398); Ngā-Puhi-nui-tonu (CIV-2017-404-537); Reti Whānau
(CIV-2017-485-515)p
T Bennion and O Ford Brierley for Ngāti Pūkenga
(CIV-2017-485-250)
C Terei-Tipene for Ngāti Hine (CIV-2017-485-231)
M Cherrington and S Downs for Ngā Hapū o Tangaroa aki Te Ihu
o Manaia tae atu ki Mangawhai (CIV-2017-404-579)
J Golightly for North Port Limited
J Golightly for Marsden Cove Management Ltd
C Simmons, E Ellis for Channel Infrastructure NZ Ltd
R Roff, Y Moinfar-Yong for Attorney-General

Date: 17 May 2024

MINUTE OF HARVEY J

[1] On 10 May 2024, Churchman J convened a case management conference to discuss funding issues. A detailed minute was then issued on 15 May 2024, highlighting the implications for the forward hearing program.

[2] I now invite submission from counsel on the likelihood of the 22 July 2024 Whangarei hearings proceeding in light of the matters raised by counsel for the Attorney General in earlier memoranda. If an adjournment is to be considered, then an application to that end will be useful. That is a matter for counsel and their clients.

[3] Counsel have five working days from the date of this minute file submissions or by **3 pm Friday 24 May 2024**. Following receipt, a further minute may issue. If counsel consider that a VMR case management conference is required on this matter then they should include that request in their memorandum.

[4] Regarding the consolidation application by Ms Dixon's clients, affected counsel will have until **3pm Friday 24 May next** to file any response, noting the time that has already elapsed since the filing of that application and counsel's earlier intimations of leave.

[5] I also note Mr Lyall's memorandum dated 16 May 2024. Mrs Golightly and any other counsel who wishes to file submissions may do so by **3pm Friday 24 May 2024**. If further time is needed counsel should file a memorandum. A conference via VMR may need to be convened to discuss the matters raised and any response.

A handwritten signature in blue ink, consisting of a large, sweeping initial 'H' followed by a long, horizontal line that tapers to the right.

Harvey J